

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

TONYA CHERYL MOSES,)
)
Plaintiff,)
)
VS.) CIVIL ACTION NO.: 3:06CV154-DRB
)
)
ALLSTATE INSURANCE COMPANY,)
EDDIE WATTS, DEXTER WALDEN,)
)
Defendants.)

REPORT OF PARTIES' PLANNING MEETING

1. Pursuant to Fed.R. Civ. P. 26(f), a meeting was held by telephone, at Huie, Fernambucq & Stewart, L.L.P. and was attended by:

Christy Crow on behalf of Plaintiff Tonya Cheryl Moses; Thomas E. Bazemore, on behalf of Defendant Allstate Insurance Company.

2. **PRETRIAL DISCOVERY DISCLOSURES:** The parties will exchange by June 23, 2006 the information required by Rule 26.1(a)(1).

3. **DISCOVERY PLAN.** The parties jointly propose to the Court the following discovery plan:

Discovery will be needed on the following subjects:

PLAINTIFFS: The Plaintiff proposes discovery including document production, responses to written discovery and depositions concerning all theories pled within the Complaint and specifically Allstate's handling of the claim in question.

DEFENDANT: Defendant seeks discovery including document production, responses to written discovery and depositions concerning the basis for Plaintiff's Complaint and specifically

Plaintiff's allegation that the claim in question has not been fully and adequately paid.

All discovery commenced in time to be completed by January 1, 2007.

A maximum of 30 interrogatories by each party to any other party. Responses due 30 days after service.

Maximum of 25 request for admissions by each party to any other party. Responses due 30 days after service.

A maximum of 30 requests for production by each party to any other party. Responses due 30 days after service.

Maximum of 15 depositions for Plaintiff and 15 depositions for Defendants.

Reports from retained experts under Rule 26(a)(2) shall be due from the Plaintiff on or before September 1, 2006, with Plaintiff's experts to be deposed before October 1, 2006. Reports from Defendants' experts under Rule 26(a)(2) shall be due on or before November 1, 2006 with Defendants' experts to be deposed on or before December 1, 2006. Supplementation under Rule 26(e) due December 15, 2006.

4. OTHER ITEMS:

The parties do request a conference with the Court before entry of the Scheduling Order.

Plaintiff should be allowed until August 15, 2006, to add additional parties and to amend pleadings. Defendants should be allowed until August 15, 2006, to join additional parties and to amend pleadings.

All dispositive motions should be filed by January 15, 2007.

Settlement cannot be realistically evaluated prior to close of discovery.

The parties request a final pretrial conference in January 2007.

Final lists of trial evidence under Rule 26(a)(3) should be due:

From Plaintiff and Defendant 20 days before trial; exhibits 20 days before trial.

The parties should have 7 days after service of final lists of trial evidence to list objections under Rule 26(a)(3).

The case should be ready for trial by February 1, 2007. Expected length of trial is 4 days.

Respectfully submitted,

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s/Gordon J. Brady, III
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